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Attorneys for Trustee, Bernie R. Rakozy

UNITED STATES BANKRUPTCY COURT

DISTRICT OF IDAHO

In Re:

Case No. 98-02141

COMMUNITY HOME HEALTH, INC.,

NOTICE OF AUCTION SALE BY TRUSTEE

Debtors.

PLEASE TAKE NOTICE THAT the Trustee will sell the property described below in which the estate claims an interest pursuant to 11 USC 363, Bankruptcy Rule 6004(e)(1) and LBR 307. This sale will take place unless a written objection and request for hearing is received by the U.S. Bankruptcy Court (P. O. Box 2600, Boise, Idaho 83701) and the Trustee. Any written objection must be filed and mailed to the Trustee's attorney on or before September 4, 1998.

1. <u>DESCRIPTION OF PROPERTY TO BE SOLD</u>:

All remaining office equipment and inventories of the debtor including but not limited to: computers, monitors, printers, fax machines, television/VCR sets, refrigerators, paper shredders, desks, chairs, four and two drawer file cabinets, lateral file cabinets, safes, medical equipment, medical supplies, hospital beds, office supplies, book shelves, miscellaneous, shelving, storage cabinets, fans, etc. The total number of items are estimated in excess of 2,500.

- 2. <u>TYPE OF SALE</u>: Public Auction.
- 3. TERMS OF SALE: Cash or equivalent.
- 4. TIME AND PLACE OF SALE: So

September 11 & 12, 1998

250 N. Orchard Boise, Idaho

(Old Union Farm & Garden building)

28K

- 5. <u>TREATMENT OF EXISTING LIENS</u>: The Trustee is unaware of any liens other than outstanding personal property tax liens. If any liens exist, the sale shall be free and clear of all liens with all valid liens to attach to the sale proceeds. Property taxes on the property will be paid from the proceeds of the sale.
- 6. <u>VALUE OF PROPERTY TO BE SOLD</u>: The Trustee estimates that the total fair market value of all the property is approximately \$100,000 to \$150,000 for the entire lot.
- 7. <u>AUTHORITY FOR CONDUCTING SALE</u>: 11 USC 363(b)(1)

8. <u>MISCELLANEOUS INFORMATION:</u>

- Pre-auction viewing will be advertized and at the discretion of the auctioneer.
- ► Auction to begin approximately 9-10 a.m. as advertized by the auctioneer.
- All items to be auctioned separately or by related lots in order to maximize sale at the discretion and expertise of the auctioneer.

9. EXPENSES OF SALE:

Auctioneer: American Associated Auctioneers, 2250 S. Raymond, Boise, Idaho, (208) 362-1428 will conduct the auction for a 9% commission plus advertizing expenses up to \$6,000 or as otherwise approved by the court.

Warehouse: Trustee has leased a warehouse to conduct the auction at an estimated expense of \$9,000 - \$10,000.

Moving costs: The Trustee has and will expend an estimated \$10,000 in moving costs in truck rental and labor in order to consolidate the property to the warehouse from the several offices and storages of the debtor from around the state.

10. ADDITIONAL TERMS OF SALE:

Purchases are subject to 5% Idaho Sales Tax, unless purchaser provides to the Trustee a valid sales tax exemption document, all payable at the time of sale. THE PERSONAL PROPERTY SHALL BE SOLD "AS IS", "WHERE IS", AND WITHOUT WARRANTY OF ANY NATURE WHATSOEVER, EITHER EXPRESS OR IMPLIED.

Dated this 4 day of August, 1998.

Jed W. Manwaring,

Attorney for Trustee,

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el W Mannon

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Boise, Idaho